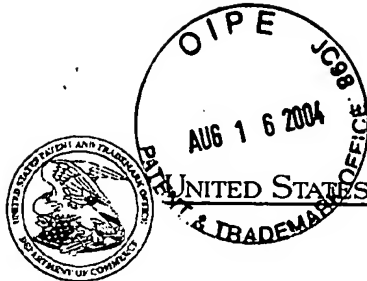


IFW  
[Signature]

UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,960	01/30/2004	Evan Gustow	029318-0999

22428  
 FOLEY AND LARDNER  
 SUITE 500  
 3000 K STREET NW  
 WASHINGTON, DC 20007

CONFIRMATION NO. 2511

## FORMALITIES LETTER



\*OC000000012941311\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1892** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2792** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

08/18/2004 MAHME1 00000042 10766960

01 FC:1001	770.00	OP
02 FC:1051	130.00	OP
03 FC:1202	1602.00	OP
04 FC:1203	290.00	OP

- Total additional claim fee(s) for this application is **\$1892**
  - **\$1602** for **89** total claims over 20.
  - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to:   Mail Stop Missing Parts  
  Commissioner for Patents  
  P.O. Box 1450  
  Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Atty. Dkt. No. 029318-0999

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Evan Gustow et al.

Title: NANOPARTICULATE TOPIRAMATE  
FORMULATIONS

Appl. No.: 10/766,960

Filing Date: 01/30/2004

Examiner: Unassigned

Art Unit: 1615

**TRANSMITTAL OF MISSING PARTS**  
**OF PATENT APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed June 14, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

- [ X ] Declaration and Power of Attorney (8 pages)
- [ X ] Return Copy of Notice to File Missing Parts (2 pages)
- [ X ] Information Disclosure Statement (2 pages)
- [ X ] Form PTO/SB/08 (3 pages) and 10 references

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total	109	- 20	= 89	x \$18.00	= \$1,602.00
Claims:					
Independ	3	- 3	= 0	x \$86.00	= \$0.00
ents:					
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$290.00
Surcharge under 37 CFR 1.16(e) for late filing				+ \$130.00	= \$130.00
of Executed Declaration and late payment of					
filing fee					
				SUBTOTAL:	= \$2,792.00
[ ] Small Entity Fees Apply (subtract 1/2 of above):					= \$0.00
				TOTAL FILING FEE:	= \$2,792.00
				TOTAL FEE	= \$2,792.00
Difference to pay:				- \$0.00	- \$2,792.00

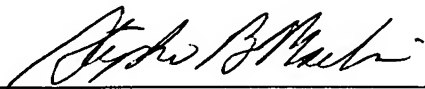
[ X ] Check in the amount of \$2,792.00 in payment of the  
filing fee and surcharge fee (37 C.F.R. § 1.16(e))


The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date Aug 16, 2004

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

By 

 Michele M. Simkin Reg No 35,264  
Attorney for Applicants  
Registration No. 34,717